



PUBLIC NOTICE

US Army Corps
of Engineers
New York District
Jacob K. Javits Federal Building
New York, N.Y. 10278-0090
ATTN: Regulatory Branch

In replying refer to:
Public Notice Number: 2005-00598-YN
Issue Date: June 26, 2006
Expiration Date: July 26, 2006

To Whom It May Concern:

The New York District, Corps of Engineers has received an application for a Department of the Army permit pursuant to Section 404 of the Clean Water Act (33 U.S.C. 1344).

APPLICANT: Intermagnetics General Corporation
450 Old Niskayuna Rd
Latham, NY 12110-1569

ACTIVITY: Discharge fill material into 0.16 acres of waters of the United States to facilitate the expansion of an existing commercial facility.

WATERWAY: Wetlands (Mohawk River watershed)

LOCATION: Town of Colonie, Albany County, New York.

A detailed description and plans of the applicant's activity are enclosed to assist in your review.

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership and, in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

ALL COMMENTS REGARDING THE PERMIT APPLICATION MUST BE PREPARED IN WRITING AND MAILED TO REACH THIS OFFICE BEFORE THE EXPIRATION DATE OF THIS NOTICE, otherwise, it will be presumed that there are no objections to the activity.

Any person may request, in writing, before this public notice expires, that a public hearing be held to collect information necessary to consider this application. Requests for public hearings shall state, with

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particularity, the reasons why a public hearing should be held. It should be noted that information submitted by mail is considered just as carefully in the permit decision process and bears the same weight as that furnished at a public hearing.

Our preliminary determination is that the activity for which authorization is sought herein is not likely to affect any Federally endangered or threatened species or their critical habitat. However, pursuant to Section 7 of the Endangered Species Act (16 U.S.C. 1531), the District Engineer is consulting with the appropriate Federal agency to determine the presence of and potential impacts to listed species in the project area or their critical habitat.

Based upon a review of the latest published version of the National Register of Historic Places, there are no known sites eligible for, or included in, the Register within the permit area. Presently unknown archeological, scientific, prehistorical, or historical data may be lost by work accomplished under the required permit.

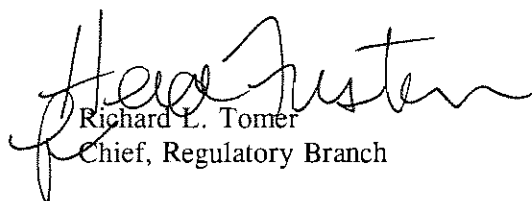
Reviews of activities pursuant to Section 404 of the Clean Water Act will include application of the guidelines promulgated by the Administrator, U.S. Environmental Protection Agency, under authority of Section 404 (b) of the Clean Water Act and the applicant will obtain a water quality certificate or waiver from the appropriate state agency in accordance with Section 401 of the Clean Water Act prior to a permit decision.

In addition to any required water quality certificate, the applicant has obtained or requested the following governmental authorization for the activity under consideration:

Town of Colonie

It is requested that you communicate the foregoing information concerning the activity to any persons known by you to be interested and who did not receive a copy of this notice. If you have any questions concerning this application, you may contact this office at (518) 270-0588 and ask for Brad Sherwood.

For more information on New York District Corps of Engineers programs, visit our website at <http://www.nan.usace.army.mil>



Richard L. Tomer
Chief, Regulatory Branch

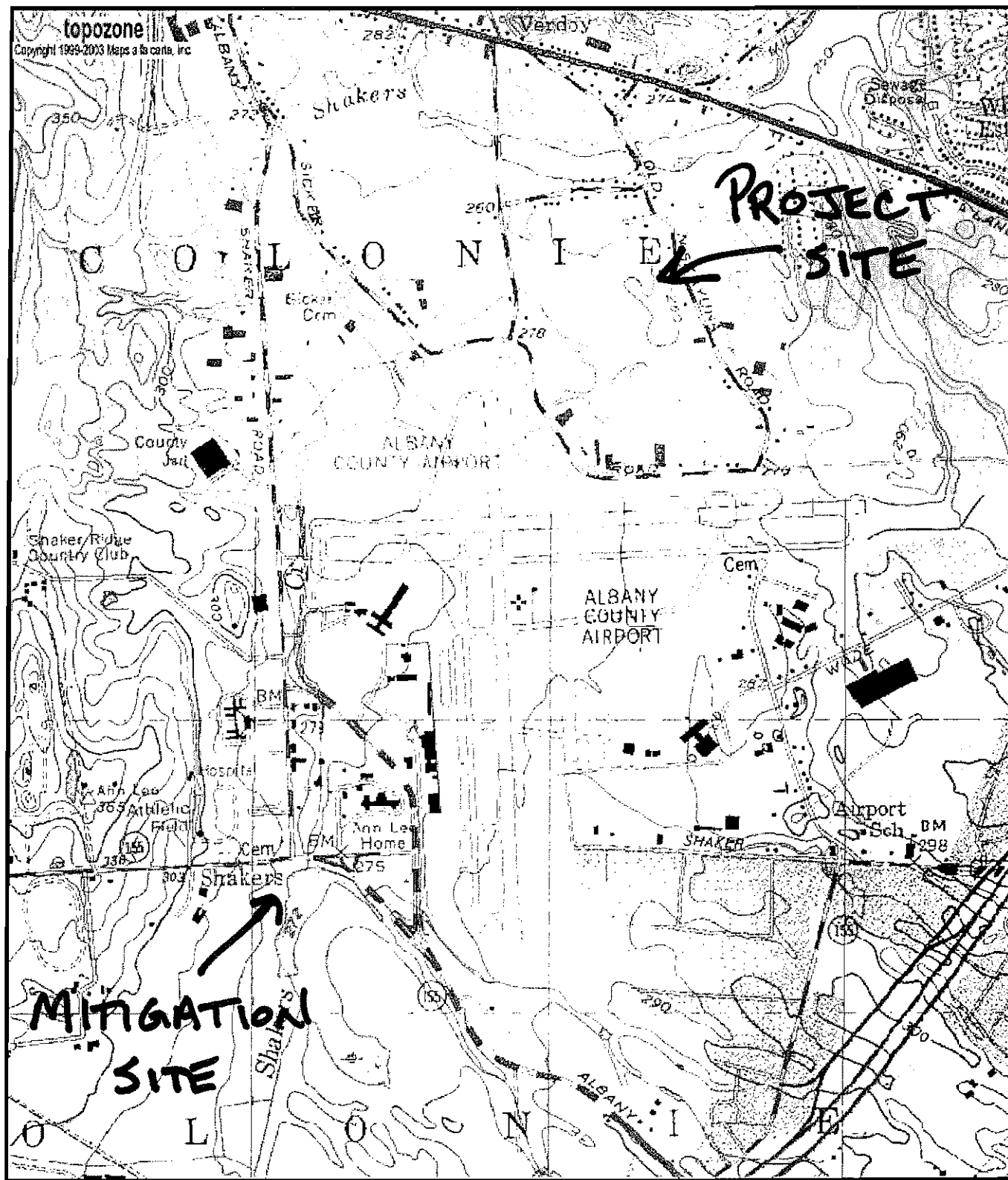
Enclosures

WORK DESCRIPTION

The applicant, Intermagnetics General Corporation, has requested Department of the Army authorization for the discharge of fill material into 0.16 acres of waters of the United States to facilitate the expansion of an existing commercial facility. The site is located off Old Niskayuna Road, in the Town of Colonie, Albany County, New York.

The work would involve the discharge of fill material into 0.16 acres of emergent wetlands to facilitate the expansion of an existing commercial facility, including a 108,000 square foot building expansion, 124 additional parking spaces, and a detention pond. The existing commercial facility and attendant features impacted approximately 1.60 acres of wetland in the early to mid-1990's.

To mitigate for the proposed project impacts to aquatic resources, the applicant proposes to establish 0.217 acres of wet meadow off-site at Ann Lee Pond, approximately 2 miles southwest of the project site, remaining within Shakers Creek watershed. In addition, the applicant proposes to reestablish 0.35 acres of upland grassland by removing existing locust trees and re-planting native grassland species, and remove an old culvert pipe to restore a small tributary to Ann Lee Pond. The applicant also proposes to provide an in lieu fee of \$25,000 to the Albany County Economic Development Corporation to assist in the repair and replacement of a walking bridge over Ann Lee Pond.



0 0.3 0.6 0.9 1.2 1.5 km
0 0.2 0.4 0.6 0.8 1 mi

Map center is UTM 18 597888E 4733425N (WGS84/NAD83)

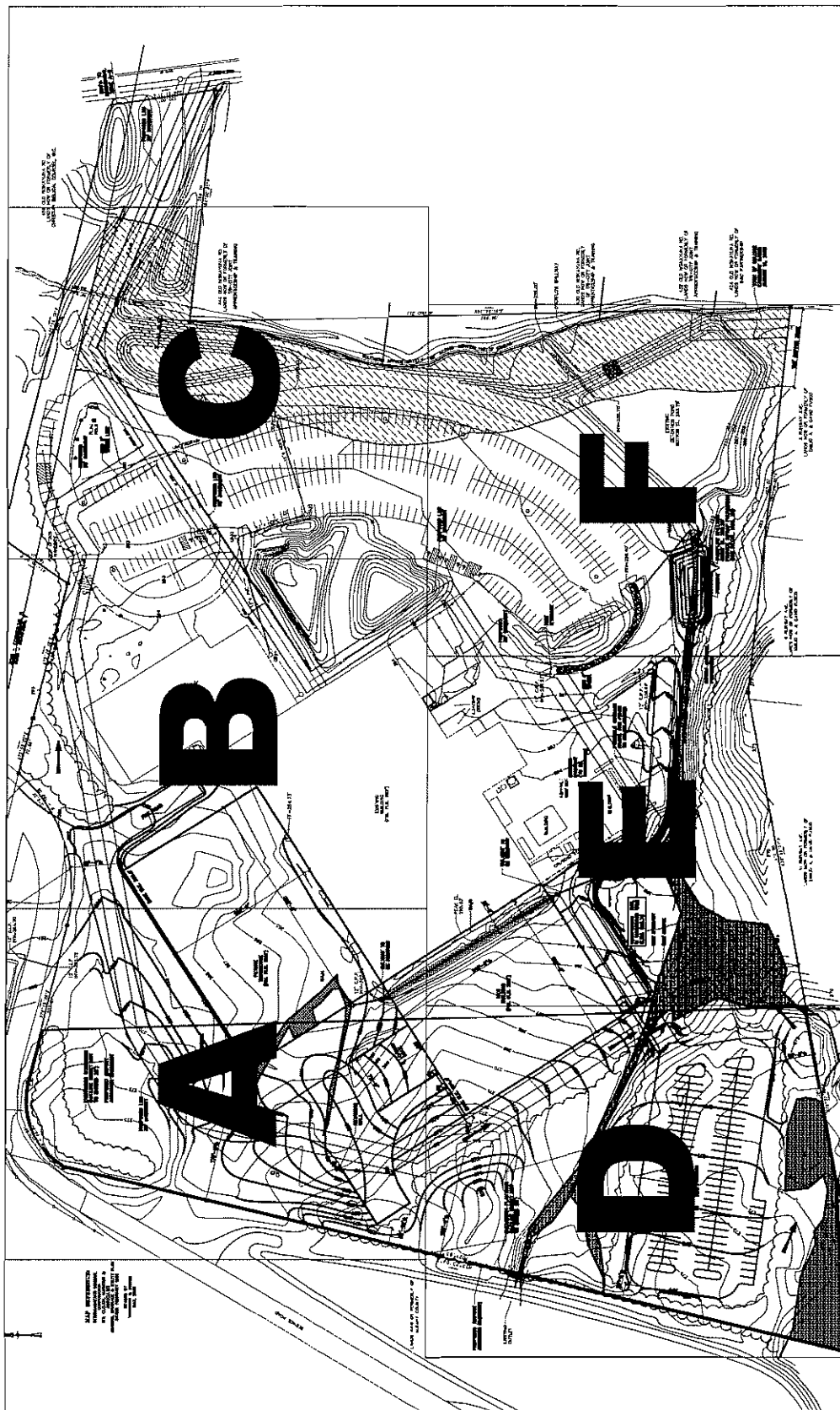
Albany quadrangle

IAD83 Datum

M = -14.244
G = 0.812

Permit No.: 2005-00598-YN
Applicant: INTERMAGNETICS GENERAL CORPORATION
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IGC Facilities Expansion
 Applicant: Intermagnetics General Corporation
 Town of Colonie, Albany County, NY
 Application # : 2005-00598-YN
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INTERMAGNETIC CORPORATION
CIVIL / SITE DESIGN

CONCEPT SITE DEVELOPMENT
PLAN - MASTER GRID

RFA RIST-FROST ASSOCIATES, P.C.
 CONSULTING ENGINEERS AND ARCHITECTS


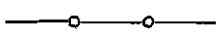



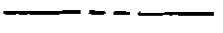


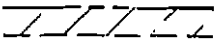


GLENS FALLS

NEW YORK

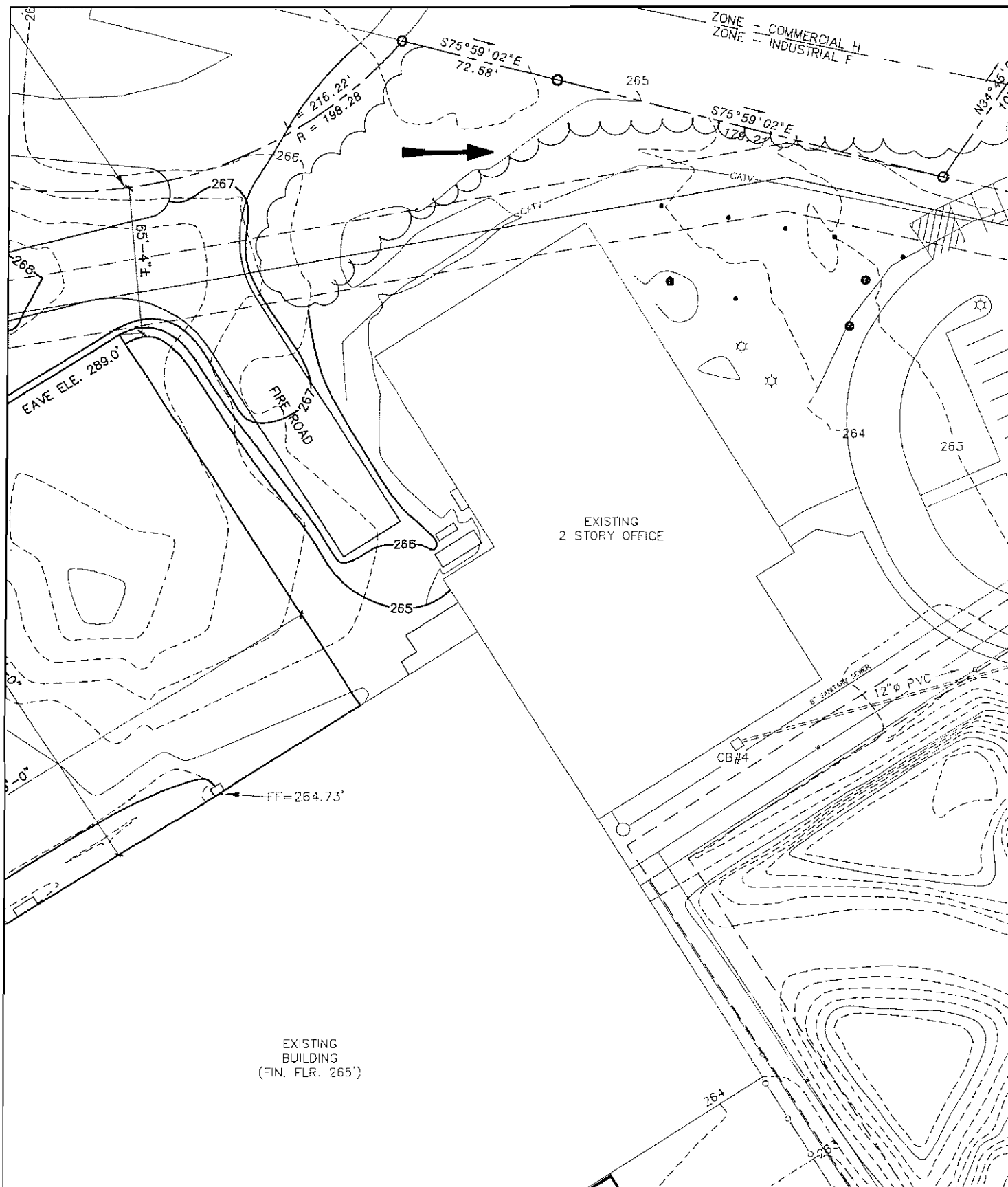
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SHEET <u>1</u> OF <u>7</u>	

WETLAND IMPACT AREA TABLE		
1	N/A	
2	0.005	ACRES
3	0.06	ACRES
4	0.08	ACRES
5	0.016	ACRES
TOTAL	0.161	ACRES

LEGEND:

-  = TREE LINE
-  = CHAIN LINK FENCE LINE
- C.M.  = CONCRETE MONUMENT
- IRF  = IRON ROD FOUND
- CIRF  = CAPPED IRON ROD FOUND
- L.O.S. = LINE OF SIGHT
- LWD = LATHAM WATER DISTRICT
- MH = MANHOLE
- CB = CATCH BASIN
- WIA = WETLAND IMPACT AREA
-  = APPROXIMATE PROPERTY LINE
-  = WETLANDS
-  = IMPACTED WETLANDS
-  = PROTECTED WATER COURSE AREA
-  = NEW STORM WATER PIPING
-  = DENOTES PROPOSED SITE DRAINAGE DIRECTION

Permit No.: 2005-00598-YA1
 Applicant: INTERMAGNETICS GENERAL CORPORATION
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IGC Facilities Expansion
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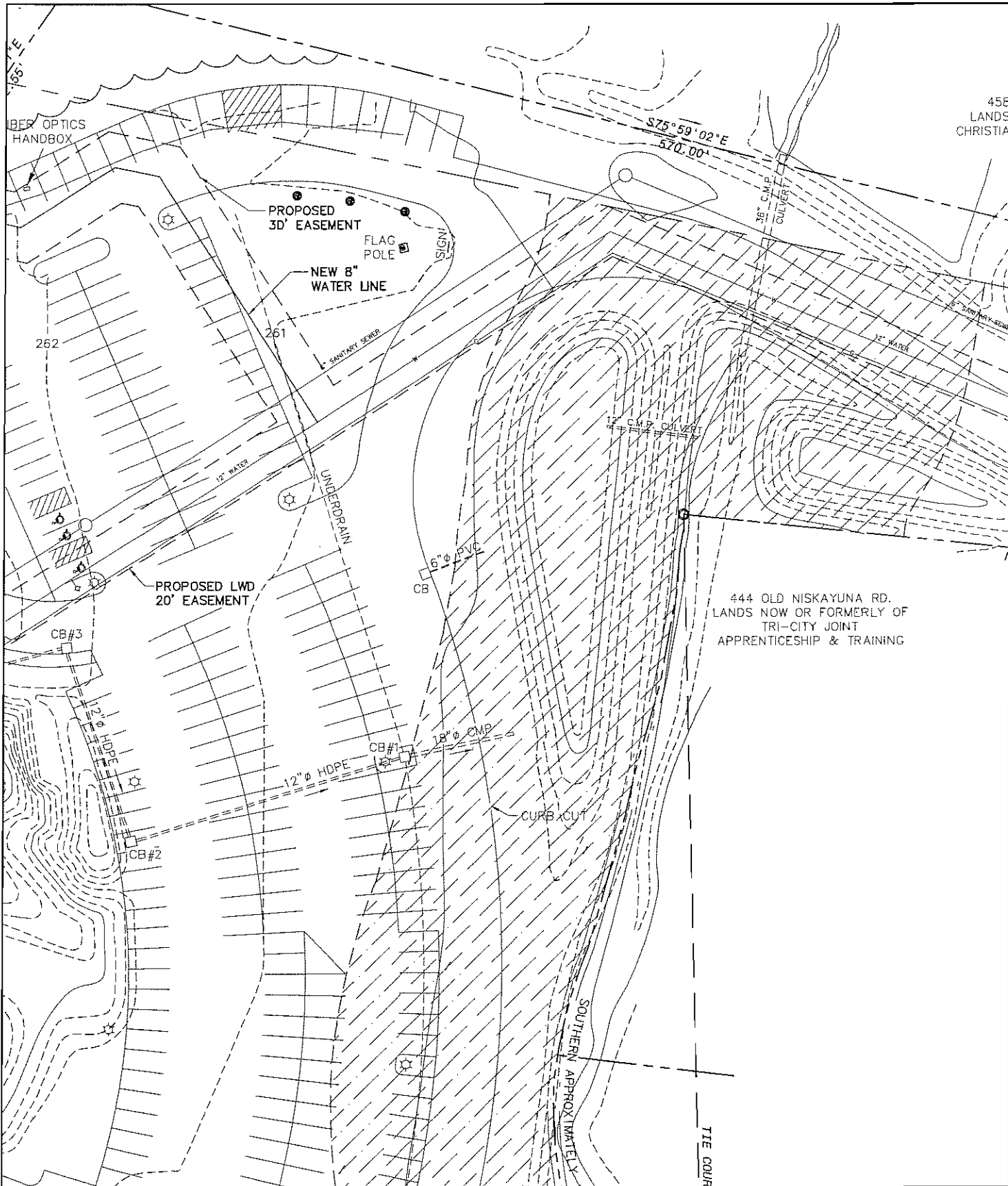
INTERMAGNETIC CORPORATION
 CIVIL / SITE DESIGN

CONCEPT SITE DEVELOPMENT
PLAN - GRID B

RFA RIST-FROST ASSOCIATES, P.C.

CONSULTING ENGINEERS AND ARCHITECTS

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IGC Facilities Expansion
 Applicant: Intermagnetics General Corporation
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INTERMAGNETIC CORPORATION
 CIVIL / SITE DESIGN

CONCEPT SITE DEVELOPMENT
 PLAN - GRID C

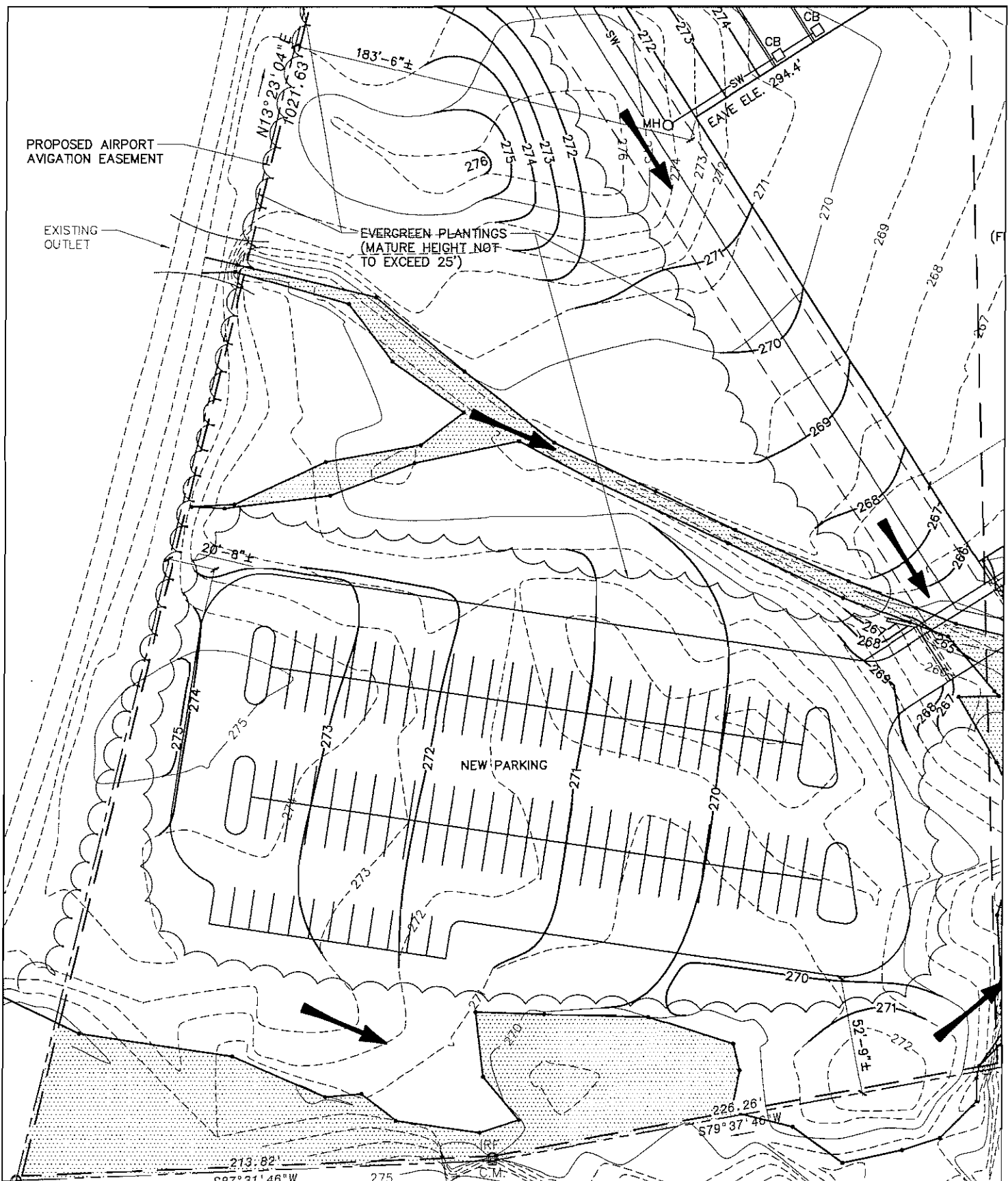
RFA RIST-FROST ASSOCIATES, P.C.

CONSULTING ENGINEERS AND ARCHITECTS

GLENS FALLS

NEW YORK

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IGC Facilities Expansion
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INTERMAGNETIC CORPORATION
 CIVIL / SITE DESIGN

CONCEPT SITE DEVELOPMENT
 PLAN - GRID D

RFA RIST-FROST ASSOCIATES, P.C.
 CONSULTING ENGINEERS AND ARCHITECTS

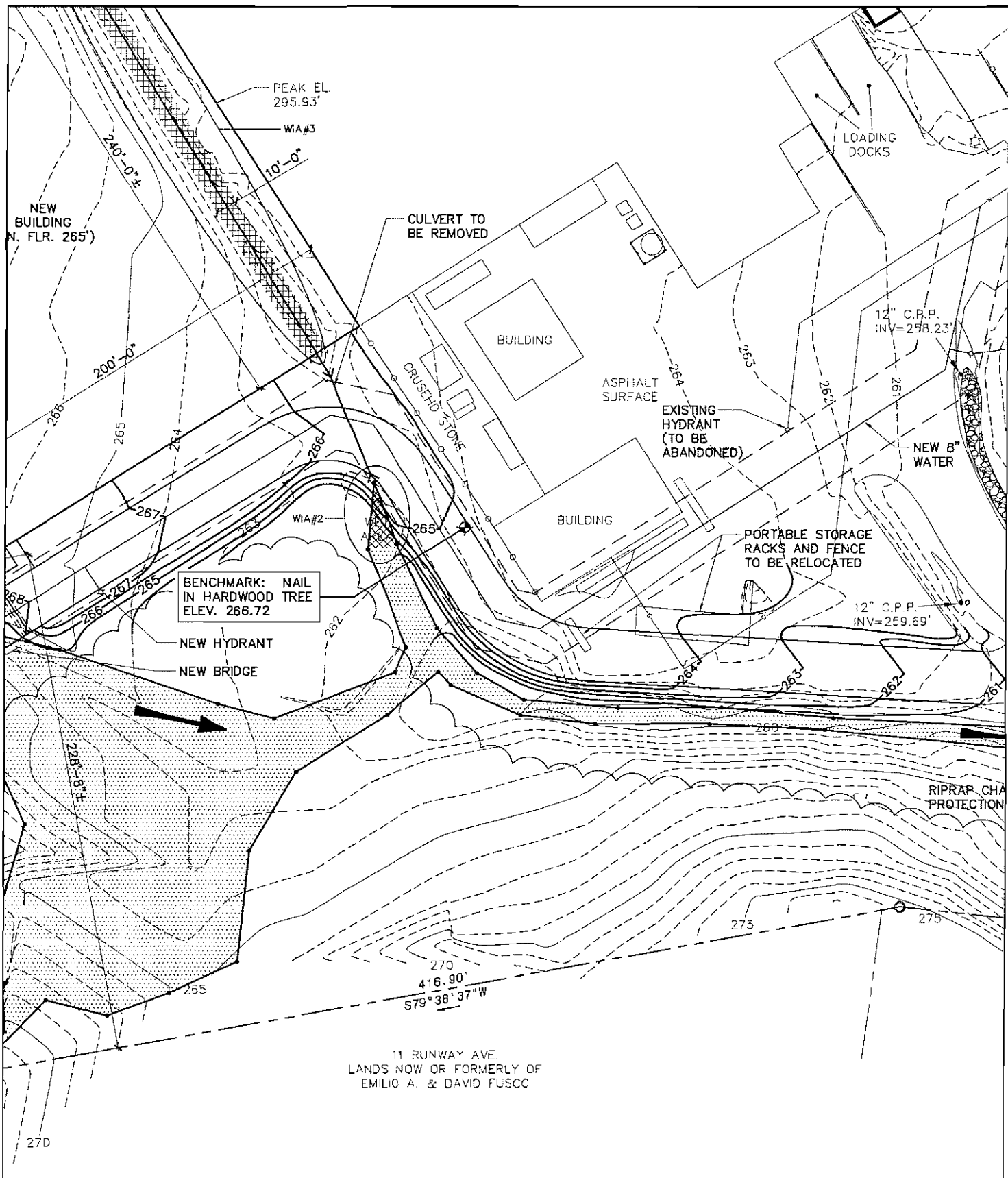
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IGC Facilities Expansion
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INTERMAGNETIC CORPORATION
 CIVIL / SITE DESIGN

CONCEPT SITE DEVELOPMENT
 PLAN - GRID E

RFA RIST-FROST ASSOCIATES, P.C.
 CONSULTING ENGINEERS AND ARCHITECTS

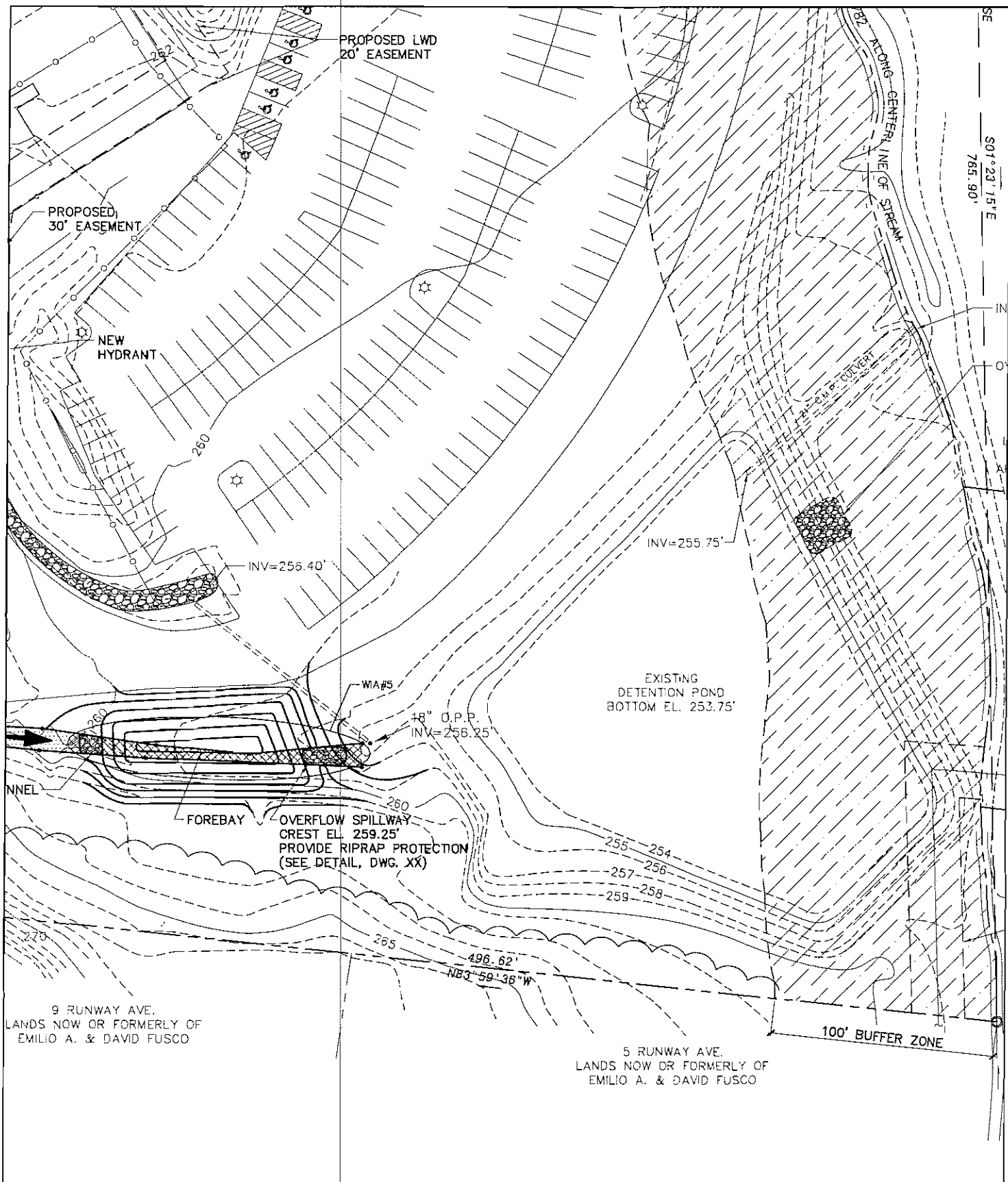
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NEW YORK

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IGC Facilities Expansion

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INTERMAGNETIC CORPORATION CIVIL / SITE DESIGN

CONCEPT SITE DEVELOPMENT PLAN - GRID F

RFA RIST-FROST ASSOCIATES, P.C.
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NEW YORK

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